United States Department of Labor Employees' Compensation Appeals Board

P.F., Appellant))
)
and) Docket No. 11-311
) Issued: September 13, 2011
U.S. POSTAL SERVICE, POST OFFICE,)
Houston, TX, Employer)
	_)
Appearances:	Case Submitted on the Record
Appellant, pro se	
Office of Solicitor, for the Director	

ORDER GRANTING REQUEST FOR ORAL ARGUMENT

Before: RICHARD J. DASCHBACH, Chief Judge ALEC J. KOROMILAS, Judge COLLEEN DUFFY KIKO, Judge

By application dated August 16, 2010, appellant filed for review of the Office of Workers' Compensation Programs' (OWCP) February 24, 2010 overpayment decision. The appeal was docketed as No. 11-311. Appellant submitted a timely request for oral argument, explaining the need to address the evidence of record before the Board.

The Board has duly considered the matter and finds that appellant's request for oral argument should be granted. Pursuant to 20 C.F.R. § 501.5(a), oral argument may be held in the discretion of the Board. In the present appeal, appellant's request was timely filed and a need for oral argument was advanced. The Board has jurisdiction over the merits of appellant's claim. The February 24, 2010 decision found that appellant was at fault in the creation of an overpayment in the amount of \$27,159.35, denied her request for waiver and determined that the amount of \$100.00 per month would be withheld from her continuing compensation in repayment of the overpayment. Appellant contends that she should not be considered to be at fault because she advised OWCP of her increased hours and should not be held responsible for OWCP's oversight. She also contends that repayment would create a hardship. The Board, in its discretion, grants oral argument.

¹ 20 C.F.R. § 501.5(a).

IT IS HEREBY ORDERED THAT appellant's request for oral argument in Docket No. 11-311 be granted.

Issued: September 13, 2011 Washington, DC

> Richard J. Daschbach, Chief Judge Employees' Compensation Appeals Board

> Alec J. Koromilas, Judge Employees' Compensation Appeals Board

> Colleen Duffy Kiko, Judge Employees' Compensation Appeals Board